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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DAMEN et al.
S/N: 10/796,943
Filed: March 10, 2004
Entitled: Freeze Dryer
Atty. Dkt.: M04B106

Group No.: 3749
Examiner: Stephen Michael Gravini

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence and every writing referred to herein as being enclosed is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on JULY 28, 2005.
(Date)

Betty Lee
Printed name of person signing this certificate

Betty Lee
Signature of person mailing

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
BEFORE MAILING DATE OF EITHER A FINAL ACTION
OR NOTICE OF ALLOWANCE (37 C.F.R. § 1.97(C))**

**TIME OF TRANSMITTAL OF ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

1. The information disclosure statement transmitted herewith is being filed after three months of the filing date of this national application or the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but before the mailing date of either:
 - (1) a final action under § 1.113 or
 - (2) a notice of allowance under § 1.311,whichever occurs first.

STATEMENT OR FEE

2. Accompanying this transmittal is

(check either A or B below)

A. ☒ a statement as specified in 37 C.F.R. § 1.97(e).

OR

B. ☐ the fee set forth in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under § 1.97(c). (\$180.00).

FEE PAYMENT

(complete this item, if applicable)

3. Applicant elects the option to pay the fee set forth in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under § 1.97(c) (\$180.00).

Fee due \$ _____

METHOD OF PAYMENT OF FEE

4. ☐ Authorization is hereby made to charge the amount of \$ _____

☒ to Deposit Account No. 02-2865

☒ Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

Date:

July 27, 2005

Ira Lee Zebrak
SIGNATURE OF PRACTITIONER

Reg. No.: 31,147

Tel. No.: (908) 771-6469

Customer No.: 020411

Ira Lee Zebrak
The BOC Group, Inc.
Legal Services-Intellectual Property
575 Mountain Avenue
Murray Hill, NJ 07974



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Betty Lee
Printed name of person signing this certificate

Betty Lee
Signature of person mailing

Dear Sir:

**STATEMENT FOR INFORMATION DISCLOSURE
UNDER 37 C.F.R. Section 1.97(e)**

**IDENTIFICATION OF INFORMATION DISCLOSURE STATEMENT
FOR WHICH THIS STATEMENT IS BEING MADE**

1. This statement is being made for the Information Disclosure Statement herewith.

STATEMENT

2. I, the person signing below, state that each item of information contained in the Information Disclosure Statement was cited for the first time in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement. 37 C.F.R. Section 1.97(e)(1).

IDENTIFICATION OF PERSON MAKING THIS STATEMENT

3. The person making this certification is:
(a) the practitioner who signs below on the basis of the information in the practitioner's file.

Date: July 27, 2005

Reg. No.: 31,147

Tel. No.: (908) 771-6469

Customer No.: 020411

Ira Lee Zebrak
SIGNATURE OF PRACTITIONER

Ira Lee Zebrak
The BOC Group, Inc.
Legal Services-Intellectual Property
575 Mountain Avenue
Murray Hill, NJ 07974



Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute Form 1449/PTO

(Use as many sheets as necessary)

Sheet	1	of	2
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Complete if Known

Application Number	10/796,943
Filing Date	March 10, 2004
First Named Inventor	DAMEN et al.
Art Unit	3749
Examiner Name	Stephen Michael Gravini
Attorney Docket Number	M04B106

[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ *Number ⁴ *Kind Code ⁵ (if known)				
	5	DE 295 01 564 U1	03-09-1995	AIRTEC LUFT		
	6	DE 297 19 623 U1	12-18-1997	Kaufmann GmbH		
	7	FR 726 863 A	06-04-1932	Nadaud		
	8	FR 2 780 148 A	12-24-1999	Societe D'Utilisation ...		

Examiner
Signature

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND

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<p>Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.</p> <p>Substitute for form 1449/PTO</p> <p>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</p> <p><i>(Use as many sheets as necessary)</i></p>				Complete if Known	
				Application Number	10/796,943
				Filing Date	March 10, 2004
				First Named Inventor	DAMEN et al.
				Art Unit	3749
				Examiner Name	Stephen Michael Gravini
				Attorney Docket Number	M04B106
Sheet	2	of	2		

[illegible]

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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